UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

MELANIE ESPIRITU, ET AL,

CASE NO.

10CV2277-WSCRCSV CALFORE

BY:

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Plaintiff,

VS.

AMERICA'S WHOLESALE LENDER, ET AL.,

Defendant.

JUDGMENT AND DISMISSAL BY COURT UNDER RULE 4(m) F.R.Civ.P. FOR WANT OF PROSECUTION

The above-entitled cause, having come before the court on a calendar called pursuant to notice under Rule 4(m), F.R.Civ.P. for failure to serve process, and it appearing to the court that the summons and complaint have not been served, and no extension of time to serve has been requested, therefore,

IT IS ORDERED, ADJUDGED AND DECREED that the above-entitled cause is hereby dismissed as to all defendant(s) without prejudice, for want of prosecution.

DATED: APRIL 1, 2011

JANIS L. SAMMARTINO UNITED STATES DISTRICT JUDGE

ENTERED ON _____